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May 7, 2004

VIA ELECTRONIC FILING

Marlene H. Dortch, Secretary
Federal Communications Commission
445 Twelfth Street, S.W.
Washington, D.C. 20554

Re: **Notice of *Ex Parte* Presentation**
CC Docket No. 95-116

Dear Ms. Dortch:

On Wednesday, May 5, 2004, undersigned counsel for Choice Wireless, L.C. ("Choice") met with Commission staff to discuss its pending request for a temporary waiver of the deadline to initiate wireless local number portability services. In response to staff questions raised during that meeting regarding the status of Choice's implementation plans, the following information is provided.

In anticipation of implementing its plan to purchase a Nortel switch, Choice had projected that it will have completed deployment and testing of its new switch by September 24, 2004, and, accordingly, sought a four month extension of the May 24, 2004 deadline. As reported in its initial request, other vendors have contacted Choice regarding switch acquisition, and other potential solutions have also been presented for consideration, including two switch-sharing proposals. In addition, Nortel itself has proposed yet another solution, including utilization of a first-generation gateway product which promises efficiencies in overall operations. This product, however, will not be available until this summer.

While committed to deploying the most efficient and economic switching solution, Choice also remains committed to fulfilling its obligations to provide an LNP solution in a timely manner. Having recently learned that the Tecore LNP solution is being deployed in another GSM switch, Choice has reluctantly decided to implement Tecore's LNP solution as quickly as possible. Choice anticipates executing the appropriate purchase order early next week. Choice has decided to incur this additional expense even though it will complete a switch replacement (and thus abandon this investment) because flexibility in implementing its switch replacement (including timing flexibility) is of paramount importance. Choice will work with Tecore to install its

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software upgrade as quickly as possible. Tecore believes the upgrade can be accomplished by May 24, 2004, but interoperability testing may require a few additional weeks to complete.

Accordingly, Choice respectfully modifies its request for a brief extension of time, until July 1, 2004, within which to implement an LNP solution, submitting that the minimal delay will not harm the public interest.

Please contact the undersigned with any questions regarding this matter.

Respectfully submitted,



Sylvia Lesse

cc: David Furth
Jennifer Salhus
John Branscome
Jeffrey Steinberg

DECLARATION OF DENNIS RAINES

I, Dennis Raines, Vice President of Choice Wireless, LC, do hereby declare under penalty of perjury that I have read the foregoing "Notice of Ex Parte Presentation" of Choice Wireless, LC, and that the facts stated therein are true and correct, to the best of my knowledge, information and belief.

A handwritten signature in cursive script, appearing to read "Dennis Raines", is written over a horizontal line.

Dennis Raines

Dated: 5/7/04